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JAN 22 2002

PTO/SB/21 (08-00)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/827,252
Filing Date	April 5, 2001
First Named Inventor	J. Charles Taylor et al.
Group Art Unit	3731
Examiner Name	
Attorney Docket Number	39262/256238

Total Number of Pages in This Submission

ENCLOSURES (check all that apply)

☒ Fee Transmittal Form

☒ Fee Attached

☐ Amendment / Response

☐ After Final

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☒ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/ Incomplete Application

☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

☐ Assignment Papers (for an Application)

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition

☐ Petition to Convert to a Provisional Application

☐ Power of Attorney, Revocation Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) _____

☐ After Allowance Communication to Group

☐ Appeal Communication to Board of Appeals and Interferences

☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☒ Other Enclosure(s) (please identify below):

-PTO Form 1449 (3 pages)

-Check # 284347 for \$180.00

-Return Service Postcard

-98 Publications

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name

Kristin D. Mallatt, Reg. No. 46,895
Kilpatrick Stockton LLP

Signature

Kristin Mallatt

Date

January 9, 2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: January 9, 2002

Typed or printed name

Emily Guida

Signature

Emily Guida

Date

January 9, 2002

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FEE TRANSMITTAL
for FY 2002

Patent fees are subject to annual revision.

Complete if Known

TOTAL AMOUNT OF PAYMENT (\$)

180

Application Number

09/827,252

Filing Date

April 5, 2001

First Named Inventor

J. Charles Taylor et al.

Examiner Name

Group / Art Unit

3731

Attorney Docket No.

39262/256238

METHOD OF PAYMENT (check one)

- 1.
- ☒
- The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit
Account
Number

11-0855

Deposit
Account
Name

Kilpatrick Stockton LLP

- ☒
- Charge Any Additional Fee Required
-
- Under 37 CFR 1.16 and 1.17
-
- ☐
- Applicant claims small entity status.
-
- See 37 CFR 1.27

- 2.
- ☒
- Payment Enclosed:

☒ Check ☐ Credit card ☐ Money
Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1)

(\$)

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20 ** = 0	X	= 0
Multiple Dependent	-3 ** = 0	X	= 0

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

Large Entity Fee Code	Large Entity Fee (\$)	Small Entity Fee Code	Small Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet.	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	400	216	200	Extension for reply within second month	
117	920	217	460	Extension for reply within third month	
118	1,440	218	720	Extension for reply within fourth month	
128	1,960	228	980	Extension for reply within fifth month	
119	320	219	160	Notice of Appeal	
120	320	220	160	Filing a brief in support of an appeal	
121	280	221	140	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,280	241	640	Petition to revive - unintentional	
142	1,280	242	640	Utility issue fee (or reissue)	
143	460	243	230	Design issue fee	
144	620	244	310	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17 (q)	
126	180	126	180	Submission of Information Disclosure Stmt	180
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
179	740	279	370	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$)

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Kristin D. Mallatt	Registration No. Attorney/Agent)	46,895	Telephone	404.815.6500
Signature	Kristin Mallatt			Date	January 9, 2002

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

J. Charles Taylor
Harold S. Taylor

Serial No.: 09/827,252

Filed: April 5, 2001

For: ORTHOPAEDIC FIXATION PLATE



Group Art Unit: 3731

Examiner:

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JAN 24 2002
TC 3100 MAIL ROOM

Commissioner of Patents
Washington, D.C. 20231

Attorney Docket No. 39262/256238
Date: January 9, 2002

INFORMATION DISCLOSURE STATEMENT

Sir:

The Information Disclosure Statement filed on October 11, 2001 in connection with the above-identified application enclosed a form PTO-1449. Applicants indicated that they were in the process of obtaining copies of the documents being cited and that the documents would be forwarded upon receipt. This submission includes copies of those documents. Applicants do not concede that the identified materials constitute prior art within the meaning of the United States patent laws.

Because the initial Information Disclosure Statement was filed on October 11, 2001 (before the Office Action dated October 23, 2001), Applicants believe that no fee is due in connection with this filing. However, in the abundance of caution, Applicants enclose a check for \$180 for the submission of this paper. The Commissioner is authorized to debit Deposit Account No. 11-0855 for any deficiency in this fee and to credit the Account in the event this fee is not required.

01/23/2002 MGE BREM1 00000098 09827252

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CERTIFICATE OF MAILING (37 CFR 1.8a)

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Emily Guida

U.S. Serial No. 09/827,252

Filed: April 5, 2001

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Respectfully submitted,

A handwritten signature in cursive script, reading "Kristin D. Mallatt", written over a horizontal line.

Kristin D. Mallatt

Reg. No. 46,895

ATTORNEY FOR ASSIGNEE

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